

**FILED**

JUN 2 - 2000

NANCY MAYER-WHITTINGTON, CLERK  
U.S. DISTRICT COURT

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA

In re: Vitamins Antitrust Litigation

MDL No. 1285

Misc. No. 99-0197 (TFH)

THIS DOCUMENT RELATES TO:

Blue Seal Feeds, Inc., et al. v.  
Akzo Nobel, Inc., et al.,  
Case No. 99CV3226 (C.D. Ill.)

Cactus Operating, Ltd., et al. v.  
Akzo Nobel, Inc., et al.,  
Case No. 2:99CV288-J (N.D. Tex.)

Cargill, Incorporated, et al. v.  
F. Hoffman-La Roche Ltd., et al.,  
Case No. 99CV5167 (N.D. Ill.)

Hill's Pet Nutrition, Inc. v.  
F. Hoffman-La Roche, Ltd., et al.,  
Case No. 00-4001-RDR (D. Kan.)

Kellogg Company v.  
BASF AG, et al.,  
Case No. 99CV1996 (D.D.C.)

Marshall Durbin Farms, Inc., et al. v.  
Akzo Nobel, Inc., et al.,  
Case No. 2:99CV0152 (N.D. Ga.)

McShares, Inc. v.  
F. Hoffman-La Roche, Ltd., et al.,  
Case No. 00-2098 (D. Kan.)

JUDGES COPY

MAY 31 2000

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U.S. DISTRICT COURT

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Meijer, Inc. v.  
F. Hoffman-La Roche Ltd., et al.,  
Case No. 1:99CV789 (W.D. Mich.)

Nutra-Blend, L.L.C. v.  
F. Hoffman-La Roche, Ltd., et al.,  
Case No. 99-33290CV-S-SOW (W.D. Mo.)

The Proctor & Gamble Company, et al. v.  
BASF Aktiengesellschaft, et al.,  
Case No. C-1-99-787 (S.D. Ohio)

Publix Super Markets, Inc. v.  
F. Hoffman-La Roche Ltd., et al.,  
Case No. 99-2020-CIV-T-26F (M.D. Fla.)

The Quaker Oats Company v.  
BASF A.G., et al.,  
Case No. 1:99CV1972 (D.D.C.)

Southern States Cooperative, Inc., et al. v.  
Akzo Nobel, Inc., et al.,  
Case No. 5:99CV00070 (W.D. Va.)

Tyson Foods, Inc., et al. v.  
Akzo Nobel, Inc., et al.,  
Case No. 99CV5134 (W.D. Ark.)

STIPULATION AND [REDACTED] ORDER FOR EXTENSION OF TIME  
TO RESPOND TO COMPLAINTS AND DOCUMENT REQUESTS

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, that the time in which defendant Takeda Chemical Industries, Ltd. ("TCI") shall have: (1) to serve responses and objections to Plaintiffs' First Consolidated Request for Production of Documents Directed to All Defendants shall be extended up to and including June 30, 2000; and (2) to answer the complaints or amended complaints in the above-captioned matters shall be extended

up to and including July 31, 2000.<sup>1</sup>

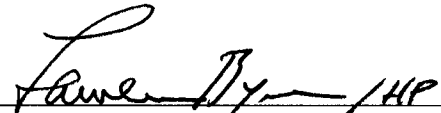
It is further stipulation and agreed, by and between the undersigned, that Plaintiffs' right to conduct discovery on the merits of the above-captioned matters shall not in any way be prejudiced by the fact that TCI has not yet answered any of the complaints or amended complaints in the above-captioned matters, subject to the Court's determination of the proper framework for the taking of such discovery from Japanese defendants, such as TCI (e.g., whether such discovery should be taken pursuant to the Federal Rules of Civil Procedure or the laws of Japan and any applicable international treaties). In addition, the parties hereto agree that Plaintiffs' right to conduct such discovery shall not in any way be prejudiced by TCI's motion to dismiss the complaints in certain of the above-captioned matters for insufficient service of process that is currently pending before the Court. If, however, the Court grants TCI's motion to dismiss the complaints in those actions for insufficient service of process, the rights of the plaintiffs in those actions to conduct such discovery shall be terminated until such time as TCI is properly served with the complaints or amended complaints in those actions.

Dated: May 30, 2000

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<sup>1</sup> TCI has moved to dismiss the complaints of the following plaintiffs for insufficient service of process: (1) Blue Seal Feeds, Inc., et al.; (2) Cactus Operating, Ltd., et al.; (3) Marshall Durbin Farms, Inc., et al.; (4) The Quaker Oats Company; (5) Southern States Cooperative, Inc., et al.; and (6) Tyson Foods, Inc., et al. Accordingly, the time in which TCI shall have to answer the complaints or amended complaints in these actions shall be extended up to and including the later of: (A) July 31, 2000; or (B) twenty days after entry of an Order denying TCI's motion to dismiss for insufficient service of process.

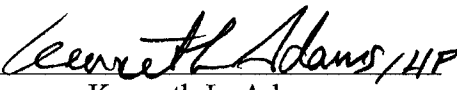
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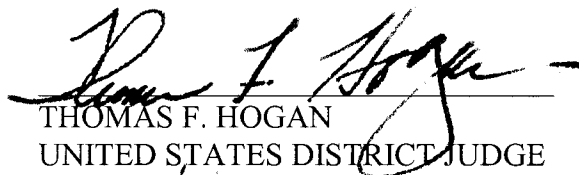
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*Counsel for Blue Seal Feeds, Inc., et al.,  
On Behalf of All Plaintiffs*

SO ORDERED:

  
THOMAS F. HOGAN  
UNITED STATES DISTRICT JUDGE  
6/1/00